## ORDINANCE NO. 2378

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, ADOPTING THE HEARING EXAMINER'S RECOMMENDATION TO APPROVE WITH CONDITIONS THE AVIS BUDGET CAR RENTAL (AVIS AT SEARS) CONDITIONAL USE PERMIT (FILE L070316), AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Avis Budget Group, Inc., herein referred to as applicant, submitted a conditional use permit application to change the use within an existing building from auto service to auto rental at 2200 148<sup>th</sup> Avenue NE; and

WHEREAS, a conditional use permit is a Type IV permit decision; and
WHEREAS, the Redmond Community Development Guide authorizes the
Hearing Examiner to conduct an open record hearing for the conditional use permit and
make a recommendation with findings of fact, conclusions of law, and conditions of
approval for the conditional use permit to the City Council for consideration; and

WHEREAS, on October 30, 2007, the Hearing Examiner conducted an open record hearing to receive and review the application record and to hear verbal testimony relative to the Avis Budget Car Rental Conditional Use Permit (CUP), File L070316; and

WHEREAS, the Hearing Examiner recommended approval of the Avis Budget Car Rental CUP, File L070316, subject to conditions; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Findings, Conclusions, and Conditions of Approval. After carefully reviewing the record and considering the evidence and arguments in the record

and in the Hearing Examiner's recommendation, the City Council hereby adopts the findings, analysis, and conclusions in the Hearing Examiner's recommendation for the Avis Budget Car Rental Conditional Use Permit.

Section 2. Approval. The City Council hereby approves the Avis Budget Car Rental Conditional Use Permit, subject to the conditions of approval identified in the Hearing Examiner's recommendation.

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City's legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

CITY OF REDMOND

ROSEMARIE IVES, MAYOR

ATTEST/AUTHENTICATED:

MALISA FILES, CITY CLERK

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY:

Ordinance No. 2378

2

FILED WITH THE CITY CLERK: PASSED BY THE CITY COUNCIL:

SIGNED BY THE MAYOR:

PUBLISHED:

EFFECTIVE DATE:

ORDINANCE NO.: 2378

November 30, 2007 December 4, 2007 December 6, 2007 December 10, 2007

December 15, 2007